

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RONDELL NEWSON,)	
Petitioner,)	
)	2:07cv471
v.)	Electronic Filing
)	
CHARLES ERICKSON, et al.,)	
Respondents.)	

MEMORANDUM ORDER

AND NOW, this ¹²17 day of August, 2007, after a petition for a writ of habeas corpus was filed by the petitioner, Rondell Newson, and after the Report and Recommendation of the United States Magistrate Judge was issued, and the parties were given an opportunity to file written objections thereto, and upon consideration of the objections filed by the petitioner, and after independent review of the petition and the record, and upon consideration of the Report and Recommendation of the Magistrate Judge, which is adopted and incorporated as the opinion of this Court,

IT IS ORDERED that the petition of Rondell Newson for a writ of habeas corpus is dismissed, and that a certificate of appealability is denied for lack of a viable federal constitutional issue.

IT IS FURTHER ORDERED that pursuant to Rule 4(a)(1) of the F.R.App.P., if the petitioner desires to appeal from this Order, he must do so within thirty (30) days by filing a notice of appeal as provided by Rule 3 F.R.App.P.



David Stewart Cerccone
United States District Judge

cc: Honorable Robert C. Mitchell
United States Magistrate Judge

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